

extent that the State paid for the education. That is all that I am claiming now; that is all I am contending for, that the people of this State should be placed on an equality before the law. They are guaranteed that under the bill of rights, the policy of your Constitution of 1876. The democratic party teaches it all over the land and with this bill, without the amendment proposed, you discriminate against the children of a town of 9999 inhabitants in favor of the city with one additional inhabitant.

I live in a city that would be pleased to have this exemption, as it has done heretofore, but I am for the principle involved and for the system as it ought to be; uniformity throughout the land, so that a man can go from one section of this State to another carrying a certificate of grade and his books, and can next day step into the schools of "Beer City" itself, sometimes called San Antonio. Now, is there anything unreasonable in my contention? If the system is good for the village of 500, it is good for the city of thousands to the extent that the State pays the way, and that is all I ask for; that is all a democrat can contend for under the law of special privileges for none, equal rights to all.

You say that the cities can vote this law if they want it. Admit that they can if they desire, but why not let the other people do the same; give them the same option. If it is doubtful as to whether this is a good bill or not, if the experiments we have had do not bear it out, defeat the bill and let the people go back under the old regime.

Now, Mr. President, I have said about all I care to on the proposition. I have not expected it to be adopted. I shall vote for the bill without it, for I am a consistent democrat as sure as you live.

Now, I want the Senators to think about it a moment; this is the last objection, the last argument of the kind I ever expect to make. I know that coming events cast their shadows before, and that ere long State Uniformity will be an accomplished fact.

APPENDIX B.

ROADS, BRIDGES AND FERRIES.

Committee Room,
Austin, Texas, April 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 13, A bill to be entitled

"An Act to render more effective and efficient the present road law of the State of Texas, in its application and operation in the counties of Guadalupe, Caldwell, Bee, Jackson, Grimes, Bexar, Comal, Colorado and Hays," etc.,

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that the bill be not printed.

FAULK, Chairman.

ENGROSSED BILLS.

Committee Room,
Austin, Texas, April 18, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills, have carefully examined and compared

Senate bill No. 10, A bill to be entitled "An Act to create a State Text Book Board, and to procure for use in the public schools of the State of Texas a series of uniform text books; defining the duties of certain officers therein named; making an appropriation therefor; defining certain misdemeanors, and providing penalties for violations of the provisions of this act, and declaring an emergency,"

And find the same correctly engrossed.
FAULK, Acting Chairman.

TWELFTH DAY.

Senate Chamber,
Austin, Texas, Monday, April 20, 1903.

Senate met pursuant to adjournment.

Lieutenant Governor Neal in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Faubion.	Mills.
Faulk.	Paulus.
Faust.	Perkins.
Hale.	Savage.
Hanger.	Sebastian.
Harbison.	Stafford.
Harper.	Willacy.
Henderson.	Wilson.

Absent.

Beaty.	Grinnan.
Davidson of	McKamy.
DeWitt.	Morris.
Decker.	Patteson.
Douglass.	

Prayer by Rev. C. D. Bates of Austin.
Pending the reading of the Journal of yesterday,

On motion of Senator Hill, the same was dispensed with.

INVITATION FROM AUSTIN FIRE DEPARTMENT.

Austin, Texas, April 17, 1903.

Senator Faubion.

DEAR SIR: You are requested on behalf of the Austin Fire Department to invite the members of the Senate to take part in our firemen's celebration and basket picnic to be held at Pease Park, April 21, 1903.

Very respectfully,

C. H. BONTE, Chief.

O. L. MILLER, Recorder.

On motion of Senator Henderson, the above invitation was accepted.

SENATOR HENDERSON'S MOTION.

"Moved that when this Senate adjourns on today, that it do stand adjourned until 11 o'clock a. m. Wednesday next, in commemoration of the seventy-seventh anniversary of the Battle of San Jacinto."

The motion prevailed.

Morning call concluded.

HOUSE BILL NO. 13.

On motion of Senator Faust, pending business (Senate bill No. 5) was suspended, and the Senate took up, out of its order, House bill No. 13.

The Chair laid before the Senate, on its second reading,

House bill No. 13, A bill to be entitled "An Act to render more effective and efficient the present road law of the State of Texas, in its application and operation in the counties of Guadalupe, Caldwell, Bee, Jackson, Grimes, Bexar, Comal, Colorado and Hays," etc.

Senator Hicks offered the following amendment:

"Amend by adding after the word 'Hays,' line 17, page 1, the word 'Gillespie,' and amend the caption of the bill, line 7, to conform thereto."

Bill was read second time, and passed to a third reading.

On motion of Senator Faust, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—22.

Brachfield.
Cain.

Davidson of
Galveston.

Faubion.
Faulk.
Faust.
Hanger.
Harbison.
Harper.
Henderson.
Hicks.
Hill.
Lipscomb.

Martin.
Mills.
Paulus.
Perkins.
Savage.
Sebastian.
Stafford.
Willacy.
Wilson.

Absent.

Beaty.
Davidson of
DeWitt.
Decker.
Douglass.

Grinnan.
Hale.
McKamy.
Morris.
Patteson.

(Senator Willacy in the chair.)

Senator Stafford offered the following amendment:

"Amend the bill by adding after the word 'Hays,' line 17, page 1, the word 'Wood,' and amend caption to conform thereto."

The amendment was adopted by the following vote, it requiring a two-thirds vote:

Yeas—22.

Brachfield.
Cain.
Davidson of
Galveston.
Faubion.
Faulk.
Faust.
Hale.
Hanger.
Harper.
Henderson.
Hicks.

Hill.
Lipscomb.
Martin.
Mills.
Paulus.
Perkins.
Savage.
Sebastian.
Stafford.
Willacy.
Wilson.

Absent.

Beaty.
Davidson of
DeWitt.
Decker.
Douglass.

Grinnan.
Harbison.
McKamy.
Morris.
Patteson.

The bill was read third time, and passed by the following vote:

Yeas—22.

Brachfield.
Cain.
Davidson of
Galveston.
Faubion.
Faulk.
Faust.
Hale.
Hanger.
Harper.
Henderson.
Hicks.

Hill.
Lipscomb.
Martin.
Mills.
Paulus.
Perkins.
Savage.
Sebastian.
Stafford.
Willacy.
Wilson.

Absent.

Beaty.	Grinnan.
Davidson of	Harbison.
DeWitt.	McKamy.
Decker.	Morris.
Douglass.	Patteson.

Senator Faust moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

EXCUSED.

On motion of Senator Savage, Senator Davidson of Galveston was excused from attendance upon the Senate for last Thursday, Friday and Saturday on account of sickness.

On motion of Senator Mills, Senator Douglass was excused from attendance upon the Senate for last Saturday and today on account of sickness in family.

On motion of Senator Faulk, Senator Hanger was excused from attendance upon the Senate for Saturday on account of important business.

SENATE BILL NO. 8—LAND BILL.

Senator Hill moved to suspend pending business, Senate bill No. 5, and the Senate take up Senate bill No. 8, the Land bill, which motion prevailed by the following vote:

Yeas—19.

Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Faubion.	Mills.
Faulk.	Paulus.
Faust.	Perkins.
Hale.	Savage.
Hanger.	Sebastian.
Harper.	Stafford.

Nays—4.

Harbison.	Willacy.
Martin.	Wilson.

Absent.

Beaty.	Grinnan.
Davidson of	McKamy.
DeWitt.	Morris.
Decker.	Patteson.

Absent—Excused.

Douglass.

The Chair then laid before the Senate, on its second reading,

Senate bill No. 8, A bill to be entitled "An Act to provide for the sale of all the public free school and asylum lands and the timber thereon, and to protect said land from free use and unlawful

enclosure, and to repeal all laws in conflict herewith, and declaring an emergency."

There being a majority and a minority committee report on the bill, and the minority committee report being a substitute bill,

Senator Brachfield moved that the minority report be adopted.

Senator Hill moved and insisted that the majority committee report be adopted—which reported it back to the Senate with the recommendation that it do pass.

Pending discussion of the motion to adopt the minority committee report,

Senator Brachfield moved that the Senate take a recess until 3 o'clock.

The motion was lost.

Action recurring on the minority committee report, the same was lost by the following vote:

Yeas—8.

Brachfield.	Henderson.
Faubion.	Martin.
Harbison.	Mills.
Harper.	Sebastian.

Nays—14.

Cain.	Hill.
Davidson of	Lipscomb.
Galveston.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Hale.	Willacy.
Hanger.	Wilson.
Hicks.	

Present—Not Voting.

Stafford.

Absent.

Beaty.	Grinnan.
Davidson of	McKamy.
DeWitt.	Morris.
Decker.	Patteson.

Absent—Excused.

Douglass.

FIRST HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bill:

Senate bill No. 7, A bill to be entitled "An Act to appropriate forty-seven hundred and fifty dollars to repair the school building belonging to the State Orphan Asylum at Corsicana, Texas, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

SECOND HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bills:

Substitute House bill No. 8, A bill to be entitled "An Act to amend Article 877, Chapter 2, Title XXV, Revised Civil Statutes, 1895, authorizing the commissioners courts of the counties of this State to issue bonds for the purpose of improving and maintaining the public roads in their respective counties," with engrossed rider.

House bill No. 9, A bill to be entitled "An Act authorizing Cooke county to issue bonds for the construction of permanent main roads; regulating the expenditure of the funds arising therefrom; requiring a regular county road superintendent, and applying emergency clause."

House bill No. 14, A bill to be entitled "An Act to create a more efficient road system for Hopkins county," with engrossed rider.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

THIRD HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bill:

House bill No. 15, A bill to be entitled "An Act to create a more efficient road system for Hunt county," etc.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

EXECUTIVE MESSAGE.

EXECUTIVE OFFICE,
STATE OF TEXAS.

Austin, April 20, 1903.

To the Legislature:

I present the following additional subjects of legislation:

1. To provide a method of securing for the State the right-of-way across lands and of condemning the same for public purposes.

2. To authorize the city of Austin to enter into certain contracts, and to sell, transfer or lease certain of its property, property rights and franchises, in order to secure a more economical and satis-

factory water, light and power system for the use of the people of said city.

S. W. T. LANHAM,
Governor.

RECESS.

On motion of Senator Savage, the Senate, at 12:25 o'clock p. m., took a recess until 2:30 o'clock p. m.

AFTER RECESS.

The Senate was called to order by Lieutenant Governor Neal.

BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Neal) had read and referred, after their captions had been read, the following House bills:

House bill No. 15, A bill to be entitled "An Act to create a more efficient road system for Hunt county," etc.

Referred to Committee on Roads, Bridges and Ferries.

House bill No. 9, A bill to be entitled "An Act authorizing Cooke county to issue bonds for the construction of permanent main roads; regulating the expenditure of the funds arising therefrom; requiring a regular county road superintendent, and applying emergency clause."

Referred to Committee on Roads, Bridges and Ferries.

House bill No. 14, A bill to be entitled "An Act to create a more efficient road system for Hopkins county," with engrossed rider.

Referred to Committee on Roads, Bridges and Ferries.

PENDING BUSINESS—LAND BILL—RESUMED.

Question being on engrossment of the bill,

Senator Henderson offered the following amendment:

(1)

"Amend page 2, printed bill, after line 25, by inserting the following:

"And it shall be the duty of the county surveyor, in the county in which the land is situated, upon the tender of his lawful fee by any person desiring to purchase under this act, to survey and locate out any section or sections of land designated; and should he refuse so to do upon the request of such intending purchaser, made within a reasonable time before the day of sale, he shall be guilty of a misdemeanor and upon conviction be fined in any sum not less than fifty dol-

lars, nor more than five hundred dollars.'"

The amendment was adopted.

Senator Savage offered the following amendment:

(2)

"Strike out Sections 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, and change Sections 27 and 28 to Sections 15 and 16."

The amendment was adopted.

Senator Willacy offered the following amendment:

(3)

"Amend by adding at the end of Section 12, page 11, the following:

"The Commissioner of the General Land Office may sell in quantities not to exceed five acres, any part of any island within the jurisdiction of Texas at not less than one dollar per acre cash, such value to be ascertained by said Commissioner. The proceeds arising from such sale shall be credited to the permanent school fund. In the sale of such land the person desiring to buy same shall proceed in the same manner as provided for in the sale of unsurveyed school land by Act of February 23, 1900, and amendment to same by Act of April 15, 1901, Chapter 88."

The amendment was adopted.

Senator Hanger offered the following amendment:

(4)

"Strike out Section 27 of the printed bill and insert in lieu thereof the following:

"Section 27. All laws and parts of laws in conflict herewith are hereby repealed."

The amendment was adopted.

Senator Savage offered the following amendment:

(5)

"Strike out lines 7, 8, 9, 10, 11, page 1 of printed bill, and insert in lieu thereof the following: 'An Act to amend Sections 1, 2, 3 and 6, of Chapter 125, Acts of the Regular Session of the Twenty-seventh Legislature, approved April 19, 1901, and to add thereto Sections 3a, 3b, 3c, 3d, 3e, 3f, 3g, 3h, 3i, 3j, and 3k, relating to the sale and purchase of the public free school and asylum lands, to repeal all laws in conflict herewith and declaring an emergency.'

"Be it enacted by the Legislature of the State of Texas:

"Section 1. That Sections 1, 2, 3 and 6, of Chapter 125, of the Acts of the Regular Session of the Twenty-seventh Legislature, approved April 19, 1901,

be and the same are hereby amended so as to hereafter read as herein provided, and that Sections 3a, 3b, 3c, 3d, 3e, 3f, 3g, 3h, 3i, 3j and 3k be and the same are hereby added to said act providing a method for the sale and purchase of the public free school and asylum lands.'"

The amendment was adopted.

Senator Hicks offered the following amendment:

(6)

"Amend printed bill, page 3, line 11, by striking out the word 'condition' and insert in lieu thereof the word 'conditional,' and by inserting after the word 'shall' in the same line the word 'not.'"

The amendment was adopted.

Senator Hill offered the following amendment:

(7)

"Amend caption by striking out the words 'and six,' line 3, and insert the word 'and' before the word 'three,' line 5, and strike out the words 'and six,' first line of Section 1, and insert the word 'and' before the word 'three,' line 1, of Section 1."

Adopted.

Senator Martin offered the following amendment:

(8)

"Amend line 26, page 1, Section 3, by striking out all after the word 'direction.'"

Adopted.

Senator Savage offered the following amendment:

"Strike out the expressions 'Section 4,' 'Section 5,' 'Section 6,' 'Section 7,' 'Section 8,' 'Section 9,' 'Section 10,' 'Section 11,' 'Section 12,' 'Section 13,' and 'Section 14,' and insert in lieu thereof the following: 'Section 3a,' 'Section 3b,' 'Section 3c,' 'Section 3e,' 'Section 3f,' 'Section 3g,' 'Section 3h,' 'Section 3i,' 'Section 3j' and 'Section 3k.'"

Adopted.

FOURTH HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed a resolution inviting the Honorable Senate of Texas to attend and participate in the proceedings attending the acceptance of the portrait of Hon. Roger Q. Mills, beginning at 8 o'clock tonight, in the Hall of the House.

House does not concur in Senate

amendments to House bill No. 13, and Free Conference Committee is requested.
Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

On motion of Senator Henderson, the above invitation was accepted.

SENATE BILL ON FIRST READING.

(By unanimous consent.)

By Senator Perkins:

Senate bill No. 11, A bill to be entitled "An Act to authorize the Governor to purchase land when needed for public use, and cause to be instituted condemnation proceedings therefor when necessary, in the name of the State, and to provide the procedure of such condemnation proceedings."

Read first time, and referred to Judiciary Committee No. 1.

FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 13 AP- POINTED.

The Chair appointed the following Free Conference Committee on House bill No. 13:

Senators Hicks, Faust, Stafford, Lipscomb and Harbison.

SENATE BILL NO 7 SIGNED.

The Chair gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following bill:

Senate bill No. 7, A bill to be entitled "An Act to appropriate forty-seven hundred and fifty dollars, or so much thereof as may be necessary, to repair the school building belonging to the State Orphan Asylum at Corsicana, Texas, and declaring an emergency."

FIFTH HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has appointed the following committeemen on part of the House to adjust differences between the House and Senate on House bill No. 13:

Messrs. Beaty, Isaacks, Rowland, Cunningham and Kyle.

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.

ADJOURNMENT.

On motion of Senator Sebastian the Senate, at 3:50 o'clock p. m., adjourned until 11 o'clock a. m. Wednesday.

APPENDIX.

COMMITTEE REPORTS.

ROADS, BRIDGES AND FERRIES.

Committee Room,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 8, A bill to be entitled "An Act to amend Article 877, Chapter 2, Title XXV, of the Revised Civil Statutes of the State of Texas, authorizing the commissioners courts to issue bonds for the purpose of constructing public roads,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass and that the bill be not printed.

FAULK, Chairman.

Committee Room,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 14, A bill to be entitled "An Act to create a more efficient road system for Hopkins county,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass and that the bill be not printed.

FAULK, Chairman.

Committee Room,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 9, A bill to be entitled "An Act authorizing Cooke county to issue bonds for the construction of permanent main roads; regulating the expenditures of the funds arising therefrom; requiring a regular county road

superintendent, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that the bill be not printed.

FAULK, Chairman.

Committee Room,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 15, A bill to be entitled "An Act to create a more efficient road system for Hunt county, Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that the bill be not printed.

FAULK, Chairman.

JUDICIARY NO. 1.

Committee Room,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 11, A bill to be entitled "An Act to authorize the Governor to purchase lands when needed for public use, and cause to be instituted condemnation proceedings therefor when necessary, in the name of the State, and to provide the procedure for such condemnation proceedings,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that it be not printed.

HANGER, Chairman.

ENROLLED BILLS.

Committee Room,
Austin, Texas, April 20, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 7, "An Act to appropriate forty-seven hundred and fifty dollars, or so much thereof as may be necessary, to repair the school building belonging to the State Orphan Asylum at Corsicana, Texas, and declaring an emergency,"

And find the same correctly enrolled,

and have this day, at 3:45 p. m., presented the same to the Governor for his approval.

PERKINS, Acting Chairman.

THIRTEENTH DAY.

Senate Chamber,
Austin, Tex., Wednesday, April 22, 1903.

Senate met pursuant to adjournment. President Pro Tem. Davidson of Galveston in the chair.

Roll call. No quorum present, the following Senators answering to their names:

Brachfield.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Douglass.	McKamy.
Faubion.	Mills.
Faulk.	Paulus.
Grinnan.	Perkins.
Hanger.	Savage.
Harbison.	Sebastian.
Harper.	Wilson.
Henderson.	

Absent.

Beaty.	Hale.
Cain.	Hicks.
Davidson of	Morris.
DeWitt.	Patteson.
Decker.	Stafford.
Faust.	Willacy.

On motion of Senator Sebastian, the Senate stood at ease for 30 minutes.

The Senate was again called to order by President Pro Tem. Davidson of Galveston.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Douglass.	Martin.
Faubion.	McKamy.
Faulk.	Mills.
Faust.	Paulus.
Grinnan.	Perkins.
Hale.	Savage.
Hanger.	Sebastian.
Harbison.	Wilson.

Absent.

Davidson of	Patteson.
DeWitt.	Stafford.
Decker.	Willacy.
Morris.	

Prayer by the Chaplain, Rev. I. S. Davenport.